

MICHAEL BAILEY
United States Attorney
District of Arizona

KEVIN M. RAPP (Ariz. Bar No. 014249, kevin.rapp@usdoj.gov)
MARGARET PERLMETER (Ariz. Bar No. 024805, margaret.perlmeter@usdoj.gov)
PETER S. KOZINETS (Ariz. Bar No. 019856, peter.kozinets@usdoj.gov)
ANDREW C. STONE (Ariz. Bar No. 026543, andrew.stone@usdoj.gov)
Assistant U.S. Attorneys
40 N. Central Avenue, Suite 1800
Phoenix, Arizona 85004-4408
Telephone (602) 514-7500

JOHN J. KUCERA (Cal. Bar No. 274184, john.kucera@usdoj.gov)
Special Assistant U.S. Attorney
312 N. Spring Street, Suite 1200
Los Angeles, CA 90012
Telephone (213) 894-3391

BRIAN BENCZKOWSKI
Assistant Attorney General
Criminal Division, U.S. Department of Justice

REGINALD E. JONES (Miss. Bar No. 102806, reginald.jones4@usdoj.gov)
Senior Trial Attorney, U.S. Department of Justice
Child Exploitation and Obscenity Section
950 Pennsylvania Ave N.W., Room 2116
Washington, D.C. 20530
Telephone (202) 616-2807
Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,
Plaintiff,

v.

Michael Lacey, et al.,
Defendants.

No. CR-18-422-PHX-SMB

**UNOPPOSED MOTION TO EXTEND
TIME TO FILE RESPONSE TO
DEFENDANTS' MOTION TO
DISMISS INDICTMENT (Doc. 561)**

(Second Request)

On May 3, 2019, the Court granted the government's unopposed motion to extend deadline for response to Defendants' motion to dismiss indictment to May 27, 2019. (Doc. 567.) In its motion, the government mistakenly requested that its response deadline be moved to Memorial Day, when the Court and the United States Attorney's Office will be

1 closed. Accordingly, the government requests the deadline be moved from Memorial Day
2 to Wednesday, May 29, 2019. The government has conferred with Defendants and they
3 have no objection to this request. Similarly, the government has no objection to
4 Defendants' reply deadline extending in a corresponding manner. The new requested
5 deadline is set forth in the proposed form of order submitted herewith.

6 Respectfully submitted this 8th day of May, 2019.

7 MICHAEL BAILEY
8 United States Attorney
9 District of Arizona

10 s/ Andrew C. Stone
11 KEVIN M. RAPP
12 MARGARET PERLMETER
13 PETER S. KOZINETS
14 ANDREW C. STONE
15 Assistant U.S. Attorneys

16 JOHN J. KUCERA
17 Special Assistant U.S. Attorney

18 BRIAN BENCZKOWSKI
19 Assistant Attorney General
20 U.S. Department of Justice
21 Criminal Division, U.S. Department of Justice

22 REGINALD E. JONES
23 Senior Trial Attorney
24 U.S. Department of Justice, Criminal Division
25 Child Exploitation and Obscenity Section
26
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CERTIFICATE OF SERVICE

I hereby certify that on this date, May 8, 2019, I transmitted the foregoing under-seal document for filing to the Clerk of the United States District Court and sent a copy via electronic mail to: Paul J. Cambria Jr. Esq. and Erin e. McCampbell, Esq., Lipsitz Green Scime Cambria, LLC, 42 Delaware Ave, Suite 120, Buffalo, NY 14202, **pcambria@lglaw.com** and **emccampbell@lglaw.com**, Thomas H. Bienert, Jr., Esq., Anthony R. Bisconti, Esq., Kenneth M. Miller, Esq., and Whitney Bernstein, Esq., Bienart, Miller & Katzman, PLC, 903 Calle Amanecer, Suite 350, San Clemente, CA 92673, **tbienert@bmkattorneys.com**, **tbisconti@bmkattorneys.com**, **kmiller@bmkattorneys.com**, **wbernstein@bmkattorneys.com**; Jim Grant Esq., Davis Wright Termaine, LLP, 1201 Third Avenue, Suite 2200, Seattle, WA 98101, **jimgrant@dwt.com**; Michael D. Kimerer, Esq. and Rhonda Elaine Neff, Esq., 1313 E. Osborn Road, Suite 100, Phoenix, AZ 85014, **MDK@kimerer.com** and **rneff@kimerer.com**; Robert Corn-Revere Esq., Davis Wright Termaine, LLP, 1919 Pennsylvania Avenue N.W., Suite 800, Washington, D.C., 20006, **bobcornreve@dw.com**; Bruce Feder, Esq., 2930 East Camelback Road, Suite 160, Phoenix, AZ 85016, **bf@federlawpa.com**; Gary Linenberg, Esq., Ariel Neuman, Esq., Gopi K. Panchapakesan, Esq., Bird, Marella, Boxer, Wolpert, Nessim, Drooks, Lincenberg & Rhow, P.C., 1875 Century Park East, 23rd Floor, Los Angeles, CA 90067, **glincenberg@birdmarella.com**, **aan@birdmarella.com**, **gkp@birdmarella.com**.

s/ Angela Schuetta
 Angela Schuetta
 U.S. Attorney's Office

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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE DISTRICT OF ARIZONA

10 United States of America,

No. CR-18-422-PHX-SMB

11 Plaintiff,

ORDER

12 v.

13 Michael Lacey, et al.,

14 Defendants.
15

16 Based on the government's Unopposed Motion to Extend Time to File Response to
17 Defendants' Motion to Dismiss Indictment, and good cause appearing,

18 **IT IS HEREBY ORDERED** granting the motion and extending the deadline for
19 the United States to respond to Defendants' Motion to Dismiss Indictment (doc. 561) to
20 May 29, 2019.

21 **IT IS FURTHER ORDERED** that excludable delay under 18 U.S.C. § 3161(h) is
22 found to commence from _____ through _____.
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